IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 7778 of 2005

Between:

Lakshmi Kantha, W/o. Umeshchand Shrivastav, Hindu,
R/o. 23-6-983/9, Shah Ali Banda, Hyderabad.

..... PETITIONER

AND

1 The Commissioner, Municipal Corporation of Hyderabad, Hyderabad.
2 The Deputy Municipal Commissioner, Circle-I, M.C.H. Hyderabad.
3 The Asst. Town Planner, Sardar Mandal, Circle- I Hyderabad.
4 Narayasimha Goud, Section Officer, Sardar Mahal,
Circle - I, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of a writ of Mandamus declaring the action of the respondents 1, 2 and 3 herein to not initiating any action in pursuance to the representations of the petitioner dt. 22-11-2004 and 1-4-2005 as mandated under Sec.636 of the Hyderabad Municipal Corporation Act, 1955 as highly illegal, arbitrary.

Counsel for the Petitioner: MRS.S.NANDA

Counsel for the Respondents: MR.RAMA RAO GHANTA

The Court at the stage of admission made the following:

THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO.7778 OF 2005

ORDER :

This writ petition is filed aggrieved by the alleged inaction on the part of the respondents 1 to 3 in initiating action in pursuance of the representations made by the petitioner dated 22-11-2004 and 1-4-2005 requesting to take action in terms of Section 636 of the Hyderabad Municipal Corporation Act, 1955 with regard to the alleged unauthorised constructions made by the neighbours of the petitioner by name Yousufba Ramzan and others in premises bearing Nos.23-6-993 and 23-6-985 admeasuring about 500 sq. yards, situated in Shah Ali Banda, Hyderabad.

Having heard the learned Counsel for the petitioner and the learned Standing Counsel appearing for the respondent-Corporation, without expressing any opinion as to the correctness of the allegations made by the petitioner, the Writ Petition is disposed of with a direction to the respondents 1 to 3 to consider the representations made by the petitioner and to pass appropriate orders in accordance with law after hearing the petitioner as well as all the persons against whom the petitioner filed the complaint, as expeditiously as possible preferably within a period of four weeks from

the date of receipt of this order.

The Writ Petition is accordingly disposed of. No costs.

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13th April, 2005.

Note:- Cc in one week.

(B/O)

gbs

To

1 The Commissioner, Municipal Corporation of Hyderabad, Hyderabad.
2 The Deputy Municipal Commissioner, Circle-I, M.C.H. Hyderabad.
3 The Asst. Town Planner, Sardar Mandal, Circle- I Hyderabad.
4 Narayasimha Goud, Section Officer, Sardar Mahal,
Circle - I, Hyderabad.

5 Two C.D. copies.